## 12-34.  Certification of Individuals and Firms Engaged in Lead-Based Paint Activities

### 1.  AUTHORITY.

a.  To grant certification and recertification to individuals engaged in lead-based paint activities as defined in 40 CFR 745.227 in States or Indian Country without an authorized Lead-Based Paint Program under the Toxic Substances Control Act (TSCA), Title IV, § 404, following submission of an application meeting all the requirements of 40 CFR 745.226 [40 CFR 745.226].

b.  To suspend, revoke or modify certification of individuals engaged in lead-based paint activities in States or Indian Country without an authorized Lead-Based Paint Program under TSCA, Title IV, § 404, if an individual has failed to comply with relevant regulations listed in 40 CFR 745.226 (g, i-ix) [40 CFR 745.226(g)].

c.  To grant certification to firms in States or Indian Country without an authorized Lead-Based Paint Program under TSCA, Title IV, § 404, which perform or offer to perform any of the lead-based paint activities defined in 40 CFR 745.227 [40 CFR 745.226(f)].

d.  To suspend, revoke or modify certification of a firm engaged in lead-based paint activities as defined in 40 CFR 745.227 in States or Indian Country without an authorized Lead-Based Paint Program under TSCA, Title IV, § 404, if a firm has failed to comply with relevant regulations listed in 40 CFR 745.226 (h, i-v) [40 CFR 745.226(h)] .

### 2.  TO WHOM DELEGATED.

To the Chief of the Chemicals Management Branch of the Land and Chemicals Division.

### 3.  REDELEGATION AUTHORITY.

The authorities set forth in Section 1 may not be redelegated below the Branch Chief level.

### 4.  ADDITIONAL REFERENCES.

a.  The Housing and Community Development Act of 1992, Title X, the Residential Lead-Based Paint Hazard Reduction Act of 1992 which amends the Toxic Substances Control Act (15 U .S .C . 2601) by adding Title IV - Lead Exposure Reduction.

b.  TSCA, Title IV, § 404.

c.  40 CFR 745.